

STATE OF NEW YORK UNITED STATES DISTRICT COURT SOUTHERN DISTRICT
DOCUMENTS SERVED WITH INDEX#: 07CIV.6946 AND FILED ON 8/2/2007

GENE A. SMITH

Plaintiff(s)/Petitioner(s)

Vs.

PHILIP AMICONE, INDIVIDUALLY, ET AL

Defendant(s)/Respondent(s)

STATE OF: NEW YORK)

SS

COUNTY OF WESTCHESTER)

The undersigned deponent, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in the State of New York. On 8/10/2007 at 10:10AM, deponent did serve the within process as follows:

Process Served: SUMMONS, COMPLAINT AND ELECTRONIC FILING RULES

Party Served: PHILIP AMICONE, MAYOR

(herein called recipient)
therein named.

At Location: CITY OF YONKERS
CITY HALL, 40 SOUTH BROADWAY
YONKERS NY

By delivering to and leaving with GERE WRAY, LEGAL SECRETARY a person of suitable age and discretion. Said premises is recipient's ☒ actual place of business | | dwelling house (usual place of abode) within the state.

On 8/10/07, deponent completed service by depositing a copy of the
SUMMONS, COMPLAINT AND ELECTRONIC FILING RULES

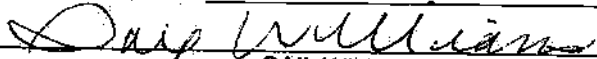
to the above address in a First Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:

| | | | | | |
|----------------|-------|---------------|------|---------------|-------|
| Sex | FM | Color of Skin | WH | Color of Hair | BLOND |
| Age | 50/55 | Height | 5'4" | Weight | 125 |
| Other Features | | | | | |

Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or on active duty in the military service in the State of New York and was informed he was not

Sworn to before me on the 8/10/2007


GAIL WILLIAMS

Notary Public, State of New York
No. 405502

Qualified in Westchester County
Commission Expires September 30, 2010


John Axelrod

Server's License#:

STATE OF NEW YORK

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT

DOCUMENTS SERVED WITH INDEX#: 07CIV.6946

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GENE A. SMITH

Vs.

PHILIP AMICONE, INDIVIDUALLY, ET AL

Plaintiff(s)/Petitioner(s)

Defendant(s)/Respondent(s)

STATE OF: NEW YORK

)

SS

COUNTY OF WESTCHESTER

)

The undersigned deponent, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in the State of New York. On 8/8/2007 at 11:00AM, deponent did serve the within process as follows:

Process Served: SUMMONS, COMPLAINT AND ELECTRONIC FILING RULES

Party Served: EDMUND HARTNETT, POLICE COMMISSIONER

(herein called recipient)
therein named.

At Location: 100 SOUTH BROADWAY

YONKERS NY

By delivering to and leaving with ED FITZGERALD, DIRECTOR OF SPECIAL PROJECT a person of suitable age and discretion. Said premises is recipient's ☒ actual place of business | | dwelling house (usual place of abode) within the state.

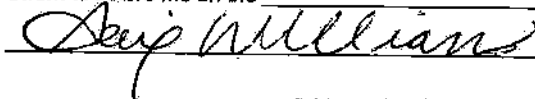
On 8/9/07, deponent completed service by depositing a copy of the
SUMMONS, COMPLAINT AND ELECTRONIC FILING RULES

to the above address in a First Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:


| | | |
|-----------------------|--------------------------|----------------------------|
| Sex: <u>M</u> | Color of Skin: <u>WH</u> | Color of Hair: <u>BALD</u> |
| Age: <u>50/60</u> | Height: <u>6'8"</u> | Weight: <u>275</u> |
| Other Features: _____ | | |

Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or on active duty in the military service in the State of New York and was informed he was not

Sworn to before me on the 8/9/2007


GAIL WILLIAMS
Notary Public, State of New York

Qualified to perform as a Notary
Commission Expires 2010



John Axelrod

Server's License#:

STATE OF NEW YORK UNITED STATES DISTRICT COURT SOUTHERN DISTRICT
DOCUMENTS SERVED WITH INDEX#: 07CIV.6946 AND FILED ON 8/2/2007

GENE A. SMITH

Vs.

PHILIP AMICONE, INDIVIDUALLY, ET AL

Plaintiff(s)/Petitioner(s)

Defendant(s)/Respondent(s)

STATE OF: NEW YORK)

SS

COUNTY OF WESTCHESTER)

The undersigned deponent, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in the State of New York. On 8/10/2007 at 10:10AM, deponent did serve the within process as follows:

Process Served:

SUMMONS, COMPLAINT AND ELECTRONIC FILING RULES

Party Served:

CITY OF YONKERS, NEW YORK

(herein called recipient)
therein named.

At Location:

CITY HALL

40 SOUTH BROADWAY

YONKERS NY

By delivering to and leaving with GERI WRAY and that deponent knew the person so served to be the LEGAL SECRETARY of the corporation and authorized to accept service..

A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:

Sex FM Color of Skin WH Color of Hair BLOND
Age 50/55 Height 5'4"
Weight 125 Other Features:

Sworn to before me on 8/10/2007

Gail Williams

John Axelrod
John Axelrod

Server's License#:

GAIL WILLIAMS
Notary Public, State of New York
No. 4685952
Qualified in Westchester County
Commission Expires September 30, 2010